

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Victor V. GOGOLAK

Application No.: 09/681,586

Filing Date: May 2, 2001

For: METHOD FOR GRAPHICALLY DEPICTING
DRUG ADVERSE EFFECT RISKS

Examiner: B. J. Buss

Group Art Unit: 2129

Confirmation No.: 6777

**REQUEST TO RECONSIDER PREVIOUSLY FILED
INFORMATION DISCLOSURE STATEMENT**

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests that the Examiner reconsider and acknowledge the previously rejected references cited in the Information Disclosure Statement filed on September 10, 2002. On September 10, 2002, Applicant filed an Information Disclosure Statement with the U.S. Patent and Trademark Office disclosing, among other documents, foreign patent documents JP-10-225500 and JP-11-282934 and non-patent literature "VAERS Data: Guide to Interpreting Case Report Information Obtained from the Vaccine Adverse Event Reporting System (VAERS)," [online], 'retrieved on June 11, 2002, 2 pages, retrieved from the Internet: <http://www/vaers.org/info>. On January 27, 2010, Applicant received an Office Action with a statement from the Examiner rejecting the above-mentioned references due to lack of copy of the non-patent literature document and lack of statement of relevance for the foreign patent documents.

In response to the Examiner's refusal for acknowledgement, Applicants herewith submit a copy of the non-patent literature; and, for a concise explanation of relevance of JP-10-225500 and

JP-11-282934 pursuant to the requirements of 37 CFR 1.98(a)(3)(i), Applicants herewith resubmit the documents with their respective English language abstract.

Applicant would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

Applicant understands that although no extensions of time are permitted for filing an IDS, pursuant to 37 CFR 1.97(f), if a bona fide attempt is made to comply with §1.98 but part of the required content is inadvertently omitted, additional time may be given to enable full compliance.

The IDS filed on September 10, 2002, was filed before the mailing of a first Office Action on the merits; therefore, no fee or separate requirement is believed to be due. This IDS is being submitted only to enable full compliance of the original filing; accordingly, no fee or separate requirements are required.

Dated: September 3, 2010

Respectfully submitted,

By 

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